

CITY OF NEWPORT DOCKET OF THE COUNCIL

The Newport City Council will convene at 5:30 p.m. in the Council Chambers on Wednesday, September 14, 2011; and, pursuant to RI General Laws, Section 42-46-1, and in accordance with Section 42-46-5, as amended, “Purposes for Which Meeting May Be Closed, (a)(1) Personnel Matters...” will recess, based upon an affirmative vote of the majority of members, to Executive Session in the Conference Room to discuss issues relating to the pending vacancy in the position of City Manager.

The following items of business, filed with the City Clerk under the Rules of the Council, will come before the Council at its regular meeting to be held on September 14, 2011, at 6:30 p.m.

PLEDGE OF ALLEGIANCE TO THE FLAG

CITIZEN’S FORUM: (Speakers must sign in with the City Clerk). The Citizen’s Forum period shall be no longer than fifteen minutes and citizens may address the Council on **one subject only and for no longer than three minutes**. Issues to be discussed shall not include matters to be considered or discussed as part of the regular council agenda and must be related to substantive city business. No comments regarding personnel or job performance are allowed.

1. **CONSENT CALENDAR.** (THE CONSENT CALENDAR IS APPROVED IN ITS ENTIRETY UNLESS THE COUNCIL REMOVES AN ITEM FOR DISCUSSION. ALL LICENSES ARE GRANTED SUBJECT TO COMPLIANCE WITH ORDINANCES #31-80 AND #98-40.)

- a. Minutes of the August 24, 2011, Council Meetings (Approve)
- b. Special Event Licenses:

It is the practice of the Council to meet at 6:20 p.m. in the second-floor Conference Room to discuss docket items. The public is invited to attend. The docket, along with all supporting documents, can be viewed on the City of Newport website: www.cityofnewport.com – “Current Newport City News & Announcements” – Click on “MORE NEWS.” Council Meetings can be viewed on Cox Cable, Channel 18; check local listings for dates and times. A DVD of the Council Meeting will be available at the Newport Public Library within 48 hours of the meeting.

LIVE VIDEO CONFERENCING OF COUNCIL MEETINGS AND WORKSHOPS WILL BE AVAILABLE AT THE NEWPORT POLICE STATION, WHICH IS ACCESSIBLE AND MEETS ADA REQUIREMENTS, **BASED UPON NOTIFICATION TO THE CITY MANAGER’S OFFICE (845-5429) A MINIMUM OF 48 HOURS IN ADVANCE OF THE MEETING.** INDIVIDUALS REQUIRING INTERPRETER OR OTHER ACCOMMODATIONS MUST NOTIFY THE CITY MANAGER’S OFFICE TWO WEEKS IN ADVANCE OF THE MEETING.

- 1) Island Moving Company, d/b/a “Open for Dancing” Dance Festival; September 24 and 25, 2011, Queen Anne Square, Fort Adams, 304 Bellevue Ave., and Long Wharf Mall (Schedule times and locations attached to application)
 - 2) Newport Festa Italiana, d/b/a Newport Festa Italiana – Italian Festival in Touro Park (10/8/11 from 10 a.m. to 4:00 p.m.); Opera , Edward King House Senior Center (10/9/11, from 6:30 p.m. to 9:00 p.m.); Annual Columbus Day Parade (10/10/2011, stepping off at 12 Noon from in front of St. Joseph’s Church)
 - Communication from J. Clement Cicilline, Chairman, requesting permission to place two banners in Touro Park beginning two weeks before the Festival (Approve subject to details being worked out with the city administration)
 - 3) Fort Adams Trust, d/b/a Fort Adams Antiques Festival and Preview Party; Fort Adams State Park, September 30 (Preview Party) from 6:00 p.m. to 8:00 p.m.; October 1, 2011, Antiques Festival, from 8:00 a.m. to 5:00 p.m.
 - 4) Fort Adams Trust, d/b/a Fortress of Nightmares/Haunted House; Fort Adams State Park, October 21, 22, 23, 28, 29 and 30, 2011, from 6:00 p.m. to 9:00 p.m.
 - 5) Belcourt Castle, Harle H. Tinney, d/b/a The Halloween Party; Belcourt Castle, 657 Bellevue Ave., October 29, 2011, from 8:00 p.m. to Midnight.
 - 6) Sisters of St. Joseph of Cluny School, d/b/a 50th Annual Cluny Country Fair; Cluny School, 75 Brenton Rd., September 25, 2011, from 10:00 a.m. to 4:00 p.m.
- c. Food Concession License, Sisters of St. Joseph of Cluny School, 50th Annual Cluny Country Fair, Sept. 25, 2011, from 10:00 a.m. to 4:00 p.m.
- d. Communication from Nicole Smith, Festival Director, asking permission to change the approved dates of August 27 and 28, 2011, of the Newport Arts Festival Special Event License at the Newport Yachting Center to September 24 and 25, 2011. (Approve)

- e. Holiday Selling License, Renewal, the Humidor, LLC, d/b/a The Humidor Smoke Shop, 182 Thames St.
- f. Pedicab Operator License:
 - 1) Joshua Egidi, 125 Jones St., Middletown, RI
 - 2) Nicholas George Iannacone, 106 Touro St., Newport, RI
 - 3) Kevin Kosinski, 414 Mitchell Lane, Middletown, RI
 - 4) Timothy O'Brien, 20 Renfrew Ave., Middletown, RI
- g. Private Detective License, New, Michael T. Farley, d/b/a Farley Associates, 174 Bellevue Ave.
- h. Communication from Elizabeth Leddy, 7 Boughton Rd., asking permission to close Boughton Road, from Broadway to Mumford Ave., on September 17, 2011, from 3:00 p.m. to 8:00 p.m. for the Annual Neighborhood Block Party. (Approve subject to details being worked out with the city administration.)
- i. Resignation of Peter Clark from the Waterfront Commission (Receive with regret)
- j. Claim of Julianna Parker (Receive and refer to City Solicitor)

COMMUNICATIONS & PETITIONS

- 2. Communication from John Hirschboeck, Secretary, Arts & Cultural Alliance, asking that the \$500 fee for use of the Easton's Beach Rotunda be waived for their fundraiser on September 29, 2011.

3. APPOINTMENTS TO BOARDS AND COMMISSION

Tree and Open Space Commission – Reappointment of Robert Currier

RESOLUTIONS

- 4. Requesting the RI General Assembly to repeal as soon as possible the Tax on Tour Operators – S. Waluk
- 5. Thanking Richard Newman, Electrical Inspector, for assistance he provided residents during Tropical Storm Irene – K. Leonard

ORDINANCES

6. Amending Chapter 17.08.010 (Zoning) of the Codified Ordinances to provide a definition of “Convalescent Homes and Rest Homes.” (Second Reading)
7. Amending Chapter 17.100.040 (Zoning) of the Codified Ordinances to add Paragraph E pertaining to expansion of convalescent homes and rest homes that existed prior to July 1, 1971. (Second Reading)
8. Amending Chapter 3.20 of the Codified Ordinances, entitled, “Promotions, Transfers and Demotions” to eliminate Paragraph I of Section 3.20.010, “Promotions.” (First Reading)

COMMUNICATIONS FROM THE CITY MANAGER

9. Communication #4885/11, re: National Grid Petition for Pole Location at 365 Thames Street (Continued from August 24, 2011)
■ Communication from the City Manager, re: Armory Transformer
10. Communication #4903/11, re: Lease Agreement with Newport Historical Society for Brick Market Museum (with accompanying resolution)
11. Communication #4904/11, re: Bid Award for Rain Barrels (with accompanying resolution)
12. Communication #4905/11, re: Phase 2 Engineering Services to Contract #11-0009 – Gardner to Paradise Raw Water Main Rehab Project (with accompanying resolution)
13. Communication #4906/11, re: Group Purchasing -- Master Pricing Agreement (with accompanying resolution)

ADDED 9/12/11:

- #14. Communication #4907/11, re: Bid Award for Repairs to Garage at the Humphrey J. Donnelly, III, Transportation & Visitors Center (with accompanying resolution)

- #15. Communication #4908/11, re: Agreement with the RI Department of Transportation (RIDOT) – Congressional Appropriation for Cliff Walk Restoration (with accompanying resolution)

ADJOURN AS COUNCIL AND CONVENE AS BOARD OF LICENSE COMMISSIONERS

BOARD OF LICENSE COMMISSIONERS

- Application for a Class F Daily Liquor License, Seamen's Church Institute, October 15 and 16, 2011, from 11:00 a.m. to 7:00 p.m. on Bowen's Wharf (in conjunction with The Landing Seafood Festival).

ADJOURN

Kathleen M. Silvia
City Clerk

September 7, 2011

Revised: September 12, 2011